

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION

FILED
FOR THE
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U.S. DISTRICT COURT
N.D. OF ALABAMA

GEORGE HEATH,

Plaintiff,

VS.

DAVID E. MORSE, et al.,

Defendants.

CV 99-AR-0580-M


ENTERED
APR 28 1999

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on April 5, 1999, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b)(1) for failing to state a claim upon which relief can be granted. The plaintiff filed objections to the report and recommendation on April 21, 1999.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation and the objections thereto, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b)(1). A Final Judgment will be entered.

DATED this 28th day of April, 1999.


WILLIAM M. ACKER, JR.
UNITED STATES DISTRICT JUDGE